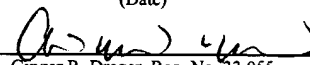


DAIRY.64.001APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Schlothauer, et al.)	Group Art Unit Unknown
)	
Appl. No.	:	Unknown (based on PCT Application No. PCT/NZ99/00084))	I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on
)	
Filed	:	Herewith)	December 14, 2000 (Date)
)	
For	:	BIOACTIVE WHEY PROTEIN HYDROLYSATE)	 Ginger R. Dreger, Reg. No. 33,055
)	
Examiner	:	Unknown		

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The present Preliminary Amended is filed concurrently with the filing of the above-identified patent application under 35 U.S.C. §371 with the United States Designated/Elected Office (DO/EO/US). The following amendments are based on Claims 1-32 of the above-identified International Application as originally filed.

Kindly amend this application in the following aspects.

In the Claims:

Please cancel claims 2, 3, 6, 8-13, and 28, without prejudice.

Please amend the remaining claims as follows:

1. (Amended) A process for preparing a whey protein hydrolysate containing bioactive peptides which comprises [the following steps]:
 - (i) [treating] hydrolysing a whey protein-containing substrate with at least one [or more enzymes capable of hydrolysing whey proteins, to produce a whey protein hydrolysate containing bioactive peptides] heat labile protease, at a temperature of between about 30 °C and